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17 *Counsel for Plaintiffs and the putative class*

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA  
21 SAN FRANCISCO DIVISION

23 )  
24 *IN RE PACIFIC FERTILITY CENTER*  
25 *LITIGATION*

) Case No. 3:18-cv-01586-JSC

)  
) **DECLARATION OF ADAM B. WOLF IN**  
) **SUPPORT OF JOINT STIPULATION**  
) **FOR APPOINTMENT OF COUNSEL**  
)  
)  
)  
)  
)

1 I, Adam B. Wolf, declare,

2 1. I am a shareholder with the law firm of Peiffer Wolf Carr & Kane, A Professional Law  
3 Corporation. I am a member in good standing of the Bar of the State of California. I am counsel for  
4 Plaintiffs and the proposed class in the above-captioned matter (collectively "Plaintiffs"). I have  
5 personal knowledge of the facts set forth in this Declaration and could and would testify competently to  
6 them.

7 2. This Declaration is submitted in support of the joint stipulation for the appointment of  
8 counsel in the above-captioned matter.

9 **QUALIFICATIONS AND PROFESSIONAL BACKGROUND**

10 3. I graduated, *cum laude*, from Amherst College in 1998 and the University of Michigan  
11 Law School in 2001.

12 4. I have been a member in good standing of the California Bar since December 2001. In  
13 addition, I am a member in good standing of the bars of the following courts: United States Supreme  
14 Court, United States Court of Appeals for the Fifth Circuit, United States Court of Appeals for the Sixth  
15 Circuit, United States Court of Appeals for the Eighth Circuit, United States Court of Appeals for the  
16 Ninth Circuit, United States Court of Appeals for the Tenth Circuit, United States Court of Appeals for  
17 the Eleventh Circuit, U.S. District Court for the Northern District of California, U.S. District Court for  
18 the Central District of California, U.S. District Court for the Eastern District of California, U.S. District  
19 Court for the Southern District of California, and U.S. District Court for the District of Colorado.

20 5. From 2001 through 2002, I served as a judicial law clerk to The Honorable Robert J.  
21 Timlin, of the United States District Court for the Central District of California. The following year, I  
22 was a judicial law clerk to The Honorable Ronald Lee Gilman, of the United States Court of Appeals for  
23 the Sixth Circuit.

24 6. Following my circuit clerkship, I was an attorney with Altshuler, Berzon, Nussbaum,  
25 Rubin & Demain (now Altshuler Berzon LLP) and the Natural Resources Defense Council (NRDC).  
26 After a brief stint on the faculty at the UCLA School of Law, I returned to litigation as a Staff Attorney  
27 with the national legal department of the American Civil Liberties Union (ACLU). I was with the  
28

1 ACLU for approximately six years, until moving to private practice at the firm that is now known as  
2 Schneider Wallace Cottrell Konecky Wotkyns LLP.

3 7. I started my own law firm, which focused on complex civil litigation, in 2012. In 2014, I  
4 joined—as a shareholder—the law firm that is now known as Peiffer Wolf Carr & Kane, A Professional  
5 Law Corporation (“PW”). My focus at PW continues to be complex civil litigation.

6 8. I have argued cases in the United States Supreme Court and courts of appeals around the  
7 country. In 2009 I was named *California Lawyer* Attorney of the Year. I teach various seminars /  
8 continuing legal education classes around the country regarding civil litigation matters and class actions.  
9 I have appeared frequently on television shows and been quoted in hundreds of newspapers throughout  
10 the world on matters concerning class actions and other civil lawsuits.

11 9. During my seventeen years of practice I have had extensive experience in class actions  
12 and other complex litigation. Lawyers at my firm and I have served as class counsel in numerous class  
13 actions throughout the country.

14 10. Class actions and other complex civil litigation are the major practice areas of the firm,  
15 which employs approximately 15 attorneys. The firm has represented plaintiffs at all levels of the  
16 judiciary, including the U.S. Supreme Court, numerous federal courts of appeals, district courts  
17 throughout the country, state appellate courts, and state trial courts.

18 11. Moreover, we have extensive experience representing people against their fertility centers  
19 relating to lost or damaged eggs and embryos. We have represented more than 100 people in this  
20 specific area of practice.

21  
22 **THIS ACTION IS SUITABLE FOR CLASS CERTIFICATION**

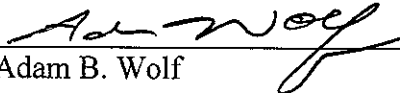
23 12. I believe the class of Plaintiffs in this case is too numerous for joinder to be practicable.  
24 In this case I consider a class action superior to any other method because the risk of substantial  
25 prejudice from separate actions is high, and because numerous common questions of law and/or fact are  
26 presented. Without certification, Plaintiffs may only pursue numerous individual lawsuits, creating  
27 undue hardship on the various Plaintiffs, Defendants, and the Court. Certification, I believe, would  
28 avoid the prejudice present in separate actions by eliminating inconsistent decisions and affording all

1 class members relief through a single proceeding. Because of the efficiency of the class action  
2 mechanism in this regard, I believe that class certification would be in the best interests of Plaintiffs,  
3 Defendants, and the Court.

4 13. PW is committed to the full preparation of this case through the performance of any  
5 necessary and reasonable discovery, and is willing to take this case to trial should that become  
6 necessary. Our firm is committed to acting in the best interests of the class, and understands our duties  
7 in that regard under applicable federal law.  
8

9 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
10 and correct.

11 Executed on May 10, 2018 in Los Angeles, California.  
12

13   
14 Adam B. Wolf